



IPW

PATENT
Attorney No. ADI-098
(120290/155733)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Van Noy et al. CONFIRMATION NO.: 7808
SERIAL NO.: 10/712,790 GROUP NO.: 3728
FILING DATE: November 13, 2003 EXAMINER: Kavanaugh, John T.
TITLE: Shoe Ventilation System

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SEVENTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with 37 C.F.R. 1.98(a)(2), only copies of the foreign patent documents and non-patent publications are enclosed.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☐ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☒ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☒ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

01/11/2006 SSESHE1 00000045 10712790 180.00 0P
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- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

STATEMENT

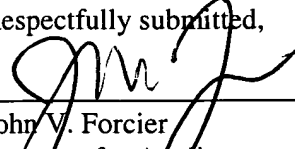
As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

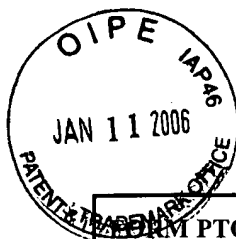
Date: January 9, 2006
Reg. No. 42,545

Tel. No.: (617) 570-1607
Fax No.: (617) 523-1231
Customer No. 051414
LIBC/2664542.1

Respectfully submitted,



John V. Forcier
Attorney for Applicant
Goodwin Procter LLP
Exchange Place
Boston, Massachusetts 02109



FORM PTO - 1449				ATTORNEY DOCKET NO.: ADI-098					
SEVENTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT				APPLICANTS: Van Noy et al.					
				SERIAL NO.: 10/712,790					
				FILING DATE: November 13, 2003 GROUP: 3728					
U.S. PATENT DOCUMENTS									
EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE		
		2,474,815	7/24/47	Brahm					
		3,061,950	3/8/60	Levine					
		5,044,096	9/3/91	Polegato					
		6,389,711	5/21/02	Polegato					
		2005/0016032	1/27/05	Cox et al.					
		2005/0102856	5/19/05	Jones et al.					
FOREIGN PATENT DOCUMENTS									
EXAM INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B48	1011574	11/9/99	BE				N	Y ABSTRACT
OTHER ART, JOURNAL ARTICLES, ETC.									
EXAM. INIT.	OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)								
EXAMINER					DATE CONSIDERED				



PATENT

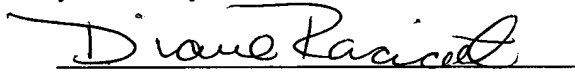
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SERIAL NO.: 10/712,790 GROUP NO.: 3728
FILING DATE: November 13, 2003 EXAMINER: Kavanaugh, John T.
TITLE: Shoe Ventilation System

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

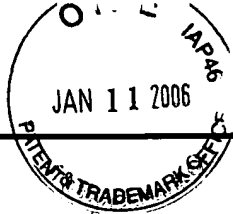
I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 9th day of January 2006.


Diane Racicot

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Submitted herewith is/are:

1. Transmittal Form (1 pg.);
2. Fee Transmittal (1 pg.);
3. A check in the amount of \$180.00;
4. Seventh Supplemental Information Disclosure Statement (2 pgs.);
5. Form PTO-1449 (1 pg.);
6. Copy of Reference B48; and
7. Return receipt postcard



TRANSMITTAL FORM

Application Serial Number	10/712,790
Filing Date	November 13, 2003
First Named Inventor	Van Noy
Group Art Unit	3728
Examiner Name	Kavanaugh, John T.
Attorney Docket No.	ADI-098
Confirmation No.	7808
Patent No.	Not applicable
Issue Date	Not applicable

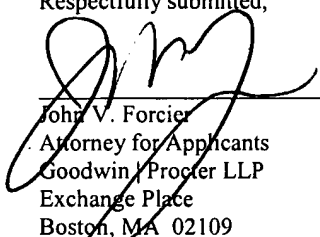
ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences
<input type="checkbox"/> Amendment and Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final	<input type="checkbox"/> Formal Drawing(s)	<input type="checkbox"/> Appeal Brief (in triplicate)
<input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets _____]	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal	<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Associate Power of Attorney	<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Seventh Supplemental Information Disclosure Statement <input checked="" type="checkbox"/> Form PTO-1449 <input checked="" type="checkbox"/> Copy of IDS Citations (B48)	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	<input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8
<input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Small Entity Statement	<input type="checkbox"/> Additional Enclosure(s) (please identify below)
	<input type="checkbox"/> CD(s) for large table or computer program	
	<input type="checkbox"/> Amendment After Allowance	
	<input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
Goodwin | Procter LLP
Exchange Place
Boston, MA 02109
Tel. No.: (617) 570-1000
Fax No.: (617) 523-1231
Customer No. 051414

SIGNATURE BLOCK

Respectfully submitted,

Date: January 9, 2006
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Fax No.: (617) 523-1231
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Attorney for Applicants
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Exchange Place
Boston, MA 02109

<div style="display: flex; align-items: center;"> <div> FEE TRANSMITTAL FY 2005 </div> </div>		Complete if Known	
1. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		Application Serial Number	10/712,790
2. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 07-1700 . <input type="checkbox"/> Required Fees (copy of this sheet enclosed). <input checked="" type="checkbox"/> Additional fee required under 37 CFR 1.16 and 1.17. <input checked="" type="checkbox"/> Overpayment Credit. 3. <input type="checkbox"/> Applicant claims small entity status.		Filing Date	November 13, 2003
		First Named Inventor	Van Noy
		Group Art Unit	3728
		Examiner	Kavanaugh, John T.
		Attorney Docket No.	ADI-098

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																																																																																																								
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ADDITIONAL FEES <div style="display: flex; justify-content: space-between;"> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Small Entity</th> <th></th> <th></th> <th></th> </tr> <tr> <th>Fee (\$)</th> <th>Fee (\$)</th> <th>Fee Description</th> <th></th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>130</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> <td></td> </tr> <tr> <td>50</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> <td></td> </tr> <tr> <td>130</td> <td>130</td> <td>Non-English specification</td> <td></td> <td></td> </tr> <tr> <td>2,520</td> <td>2,520</td> <td>Request for ex parte reexamination</td> <td></td> <td></td> </tr> <tr> <td>120</td> <td>60</td> <td>Extension for reply within first month</td> <td></td> <td></td> </tr> <tr> <td>450</td> <td>225</td> <td>Extension for reply within second month</td> <td></td> <td></td> </tr> <tr> <td>1020</td> <td>510</td> <td>Extension for reply within third month</td> <td></td> <td></td> </tr> <tr> <td>1590</td> <td>795</td> <td>Extension for reply within fourth month</td> <td></td> <td></td> </tr> <tr> <td>2160</td> <td>1080</td> <td>Extension for reply within fifth month</td> <td></td> <td></td> </tr> <tr> <td>500</td> <td>250</td> <td>Notice of Appeal</td> <td></td> <td></td> </tr> <tr> <td>500</td> <td>250</td> <td>Filing a brief in support of an appeal</td> <td></td> <td></td> </tr> <tr> <td>1000</td> <td>500</td> <td>Request for oral hearing</td> <td></td> <td></td> </tr> <tr> <td>400</td> <td>400</td> <td>Petitions to the Commissioner (Gp. 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III)</td> <td></td> <td></td> </tr> <tr> <td>180</td> <td>180</td> <td>Submission of Information Disclosure Statement</td> <td></td> <td>180.00</td> </tr> <tr> <td>790</td> <td>395</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> <td></td> </tr> <tr> <td>790</td> <td>395</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> <td></td> </tr> <tr> <td>100</td> <td>100</td> <td>Certificate of Correction for applicant's error</td> <td></td> <td></td> </tr> <tr> <td>130</td> <td>65</td> <td>Submission of Terminal Disclaimer</td> <td></td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Other fee (Specify)</td> <td></td> <td></td> </tr> <tr> <td colspan="2"></td> <td>Other fee (Specify)</td> <td></td> <td></td> </tr> </tbody> </table> </div> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Large Entity</th> <th style="text-align: left;">Fee Description</th> <th style="text-align: left;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>300</td><td>Utility filing fee</td><td></td></tr> <tr><td>500</td><td>Utility search fee</td><td></td></tr> <tr><td>200</td><td>Utility exam fee</td><td></td></tr> <tr><td>250</td><td>Utility size fee (each add'l 50 pgs. over 100)</td><td></td></tr> <tr><td>200</td><td>Design filing fee</td><td></td></tr> <tr><td>100</td><td>Design search fee</td><td></td></tr> <tr><td>130</td><td>Design exam fee</td><td></td></tr> <tr><td>250</td><td>Design size fee (each add'l 50 pgs. over 100)</td><td></td></tr> </tbody> </table> </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>Number Filed</th> <th>Number Extra</th> <th>Rate</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>- 20 =</td> <td>0</td> <td>x \$ 50.00 =</td> <td></td> </tr> <tr> <td>Independent Claims</td> <td>- 3 =</td> <td>0</td> <td>x \$200.00 =</td> <td></td> </tr> <tr> <td colspan="4"></td> <td>\$360.00 =</td> </tr> <tr> <td colspan="4"></td> <td>TOTAL:</td> </tr> <tr> <td colspan="4" style="text-align: center;">SMALL ENTITY DISCOUNT:</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1)</td> <td style="border: 1px solid black;">(\$)</td> </tr> </tbody> </table> </div> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Claims</th> <th>Highest No.</th> <th>Present</th> <th>Rate</th> <th>Fee Paid</th> </tr> <tr> <th>Remaining After Amend.</th> <th>Previously Paid For</th> <th>Extra</th> <th></th> <th></th> </tr> </thead> <tbody> <tr> <td>Total</td> <td>- 28 =</td> <td></td> <td>x \$ 50.00 =</td> <td></td> </tr> <tr> <td>Indep.</td> <td>- 3 =</td> <td></td> <td>x \$200.00 =</td> <td></td> </tr> <tr> <td colspan="4"></td> <td>+ \$360.00 =</td> </tr> <tr> <td colspan="4"></td> <td>TOTAL: (\$)</td> </tr> <tr> <td colspan="4" style="text-align: center;">SMALL ENTITY DISCOUNT:</td> <td>(\$)</td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (2)</td> <td style="border: 1px solid black;">(\$)</td> </tr> </tbody> </table> </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: center;">CORRESPONDENCE ADDRESS</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;"> Direct all correspondence to: Patent Administrator Goodwin Procter LLP Exchange Place Boston, MA 02109 Tel. No.: (617) 570-1000 Fax No.: (617) 523-1231 Customer No. 051414 </td> </tr> </tbody> </table> </div> <div style="width: 40%;"> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2" style="text-align: center;">SIGNATURE BLOCK</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px; vertical-align: top;"> Date: January 9, 2006 Reg. No.: 42,545 Tel. No.: (617) 570-1607 Fax No.: (617) 523-1231 </td> <td style="padding: 5px; vertical-align: top;"> Respectfully submitted, John V. Forcier Attorney for the Applicants Goodwin Procter LLP Exchange Place Boston, MA 02109 </td> </tr> </tbody> </table> </div> </div>				Large Entity	Small Entity				Fee (\$)	Fee (\$)	Fee Description		Fee Paid	130	65	Surcharge - late filing fee or oath			50	25	Surcharge - late provisional filing fee or cover sheet			130	130	Non-English specification			2,520	2,520	Request for ex parte reexamination			120	60	Extension for reply within first month			450	225	Extension for reply within second month			1020	510	Extension for reply within third month			1590	795	Extension for reply within fourth month			2160	1080	Extension for reply within fifth month			500	250	Notice of Appeal			500	250	Filing a brief in support of an appeal			1000	500	Request for oral hearing			400	400	Petitions to the Commissioner (Gp. I)			200	200	Petitions to the Commissioner (Gp. II)			130	130	Petitions to the Commissioner (Gp. 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